

By: Hall, et al.

S.B. No. 1398

A BILL TO BE ENTITLED

1 AN ACT
2 relating to a study by the Electric Reliability Council of Texas on
3 securing critical infrastructure from electromagnetic,
4 geomagnetic, terrorist, and cyber-attack threats.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. (a) In this section, "critical infrastructure"
7 means an electrical power generating facility, substation,
8 switching station, electrical control center, or electrical
9 transmission or distribution facility.

10 (b) The Public Utility Commission of Texas shall instruct
11 the independent organization certified under Section 39.151,
12 Utilities Code, to commission a study on the security of the Texas
13 electric grid and the computer systems and networks related to it.
14 On or before September 1, 2015, the independent organization must
15 name persons to conduct the study who have expertise in:

- 16 (1) electromagnetic pulse disturbances;
17 (2) cybersecurity;
18 (3) geomagnetic disturbances;
19 (4) electric power transmission and distribution
20 system security; and
21 (5) terrorism.

22 (c) Through the study the independent organization must:

- 23 (1) identify the critical infrastructure that is at
24 risk from electromagnetic, geomagnetic, terrorist, and

1 cyber-attack threats;

2 (2) evaluate technologies available to improve the
3 resiliency of critical infrastructure against electromagnetic,
4 geomagnetic, terrorist, or cyber-attack threats;

5 (3) evaluate measures to secure the electric grid and
6 associated computer systems and networks against damage against
7 electromagnetic, geomagnetic, terrorist, and cyber-attack threats;
8 and

9 (4) assess the projected cost of enhancements to
10 critical infrastructure that are necessary to secure adequately
11 against electromagnetic, geomagnetic, terrorist, and cyber-attack
12 threats.

13 (d) Information collected by the independent organization
14 for the study that is related to the security of the electric grid
15 is confidential and is not subject to disclosure under Chapter 552,
16 Government Code.

17 SECTION 2. Not later than December 1, 2016, the Public
18 Utility Commission of Texas shall provide a report on the results of
19 the study required by this Act to the governor, the lieutenant
20 governor, the speaker of the house of representatives, and each
21 standing committee of the senate and the house of representatives
22 with primary jurisdiction over the electric grid and emergency
23 management.

24 SECTION 3. This Act takes effect immediately if it receives
25 a vote of two-thirds of all the members elected to each house, as
26 provided by Section 39, Article III, Texas Constitution. If this
27 Act does not receive the vote necessary for immediate effect, this

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1 Act takes effect September 1, 2015.